RESPONSE UNDER 37 C.F.R. § 1.116 EXPEDITED PROCEDURE EXAMINING GROUP 2133

SAA-74-1 (402 P 277)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Witham A. White III et al.

AUG 0 1 2005

Application No.: 10/071,604

Confirmation No.: 5361

Filed On: February 8, 2002

For: RESIDUAL ERROR HANDLING IN A

CAN NETWORK

Mail Stop RCE Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450 Examiner: Torres, Joseph D.

Art Unit: 5361

AMENDMENT TRANSMITTAL

Dear Sir:

Transmitted herewith is an Amendment in the above-identified Application. Applicant is other than a small entity. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time. The Commissioner is hereby authorized to charge any deficiencies in these fees to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

No additional fee for the Amendment is required as shown below:

							Small Entity			Other Than A Small Entity	
	Claims Remaining After Amendment		Highest Number Previously Paid For		Present Extra		Rate	Additional Fee		Rate	Additional Fee
Total	26	-	45	=	0		x \$25=	\$		x \$50=	\$
Independent	3		5	=	0		x \$100=	\$		x \$200=	\$
☐ First Presentation of Multiple Dependent Claims x \$180=										\$	
TOTAL ADDI	TIONAL	FEE									\$0

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The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

X

Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra Claims.

Respectfully submitted,

Date:

July 29, 2005

By:

Richard C. Himelhoch, Reg. No. 35,544

Wallenstein Wagner & Rockey, Ltd. 311 South Wacker Drive, 53rd Floor

Chicago, Illinois 60606-6630

312.554.3300

CERTIFICATE UNDER (37 C.F.R. § 1.8a)

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on. July 29, 2005

Lynn A Liebergen/229319

Torres, Joseph D.

2133

Examiner:

Art Unit:

Attorney Docket No. SAA-74-1 (402 P 277)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application of:

AUG 0 1 2005

William A. White III et al.

Application No.: 10/071,604

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For: RESIDUAL ERROR HANDLING IN A CAN

NETWORK

Mail Stop RCE Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

REPLY TO FINAL OFFICE ACTION MAILED MAY 31, 2005

Dear Sir:

This Reply is in response to the Final Office Action mailed May 31, 2005, rejecting all pending claims. This Reply is being filed within the three-month period of time to respond to the Final Office Action.

This Reply should be considered a submission in a Request for Continued Examination under 37 C.F.R. § 1.114 (see attached *Transmittal*). Enclosed is payment for the cost of this request in accordance with 37 C.F.R. § 1.17(e). Reconsideration of the application, including all pending claims, is respectfully requested in light of the remarks made herein.

Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.